

said commissioners to foreclose a mortgage or mortgages, they are hereby authorized to purchase the property held by said mortgages in the name of the State for the use of the School fund. If they deem it best for the interest of the State and the School Fund, any lands or town property so purchased, shall be subject to sale by the county officers of the county in which it is located, under the provisions of chapter 148, sections eleven and twelve, of the Acts of 1862, approved April 8th, 1862, and said commissioners are hereby authorized to use so much of the money belonging to the School Fund as they may deem necessary for the purpose of paying off prior liens and mortgages, whenever they shall deem it necessary for the interest of the State and of the School Fund.

Com'r to purchase when to interest of School Fund.

SEC. 7. It is hereby made the duty of the District Attorneys of the different Judicial Districts of this State to aid and assist in carrying out the provisions of this Act, when required to do so by the aforesaid commissioners.

Dist. Att'y.

SEC. 8. All moneys which shall come into the hands of the Commissioners by virtue of this Act shall be by them paid over to the Treasurer of State, and by him placed to the credit of the permanent School Fund.

Money to be paid School Fund.

SEC. 9. This Act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Daily State Register and Iowa Statesman, papers published at Des Moines.

Take effect.

Approved March 28th, 1864.

I hereby certify that the foregoing Act was published in the Daily State Register April 14th, 1864, and in the Daily Iowa Statesman April 16th, 1864.

JAMES WRIGHT, Secretary of State.

CHAPTER 95.

CHANGE NAME OF COUNTY.

AN ACT authorizing Counties to change their names.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That whenever the Board of Supervisors of any county shall at any regular session be presented with a petition signed by one-fifth of the

One-fifth of voters.

Board shall submit. legal voters of their county, praying for a change in the name of said county, the Supervisors shall submit the question to the people of their county at the next general election.

To be decid'd by vote. SEC. 2. The Supervisors shall select the name to be voted upon as a substitute for the original name of their county, and the manner and effect of such submission to the people shall be as provided for in Chapter 22 of the Revision of 1860, for the submission of other questions.

Take effect. SEC. 3. This Act being deemed of immediate importance, shall take effect from and after its publication in the State Register and Iowa Homestead, papers published at Des Moines, Iowa.

Approved March 28th, 1864.

I hereby certify that the foregoing Act was published in the Daily State Register April 14th, 1864, and in the Iowa Homestead April 20th, 1864.

JAMES WRIGHT, Secretary of State.

CHAPTER 96.

DEPOSITIONS IN COUNTY COURTS.

AN ACT to provide for taking depositions to be used in County Courts.

Same rules as Dist. Court. SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That depositions of witnesses may be taken and read in evidence, in all actions and proceedings in County Courts in which the testimony of witnesses is required, subject to the same rules that govern their admissibility in the District Court.

Commission. SEC. 2. The commission for taking such deposition shall be issued by the County Judge under the seal of the County Court, to whom the deposition shall be returned, and be by him opened and filed in his office; and the provisions of law for taking depositions in the District Court, except as herein provided, and so far as practicable, shall govern in the taking of depositions in the County Court.

In cases of appeal. SEC. 3. Depositions taken to be read in evidence in the County Court, shall in case of appeal, be transmitted to the District Court and may be used in that Court,